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CERTIFIED MAIL - RETURN RECEIPT REQUESTED NO. _____

STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH AND ADDICTION SERVICES
BUREAU OF HEALTH SYSTEM REGULATION
DIVISION OF MEDICAL QUALITY ASSURANCE

Att: Carole

In re: John G. Smith, M.F.T.

Petition No. 930325-⁸²⁷~~80~~-001

CONSENT ORDER

John G. Smith (hereinafter "Respondent") of 1135 Halladay Avenue, Suffield, Connecticut, has been issued Certification number 000092 to practice marital and family therapy by the Department of Public Health and Addiction Services (hereinafter "the Department") pursuant to Chapter 383a of the General Statutes of Connecticut, as amended.

The Department received a complaint on March 16, 1993 from a former marital and family therapy client of Respondent's, M.P., which indicated that Respondent may have deviated from appropriate standards of conduct for his profession in numerous particulars. The Department subsequently investigated the facts presented by M.P. Based upon M.P.'s complaint and its own investigation, the Department makes the following allegations against Respondent:

1. John G. Smith, M.F.T., provided marital and family therapy and/or counselling services to a female client, M.P., beginning in October of 1989 and continuing for a period of time thereafter.

2. Respondent breached appropriate boundaries with M.P. by becoming excessively involved with her personal life, having a sexual relationship with her, and by having her look after his home and pets.
3. Respondent failed to keep adequate records regarding his care and treatment of M.P.
4. Respondent's conduct as described above violated the provisions of §20-195d(b) of the General Statutes of Connecticut by failing to conform to the accepted standards of his profession.
5. Respondent is not presently practicing marital and family therapy in Connecticut.


Respondent does not admit the above allegations, but wishes to resolve this pending case without the necessity of a formal hearing before the Commissioner of the Department of Public Health and Addiction Services (hereinafter "the Commissioner") or her designated representative.

NOW THEREFORE, pursuant to §19a-17 and §20-195a of the General Statutes of Connecticut, John G. Smith, M.F.T., hereby stipulates and agrees to the following:

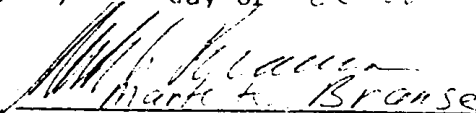
1. Respondent hereby waives his right to a hearing on the merits of this matter.
2. Respondent's certification number 000092 to practice marital and family therapy in the State of Connecticut is hereby revoked.
3. Respondent hereby stipulates and agrees that he will not contest the truth of the Department's allegations as contained in this Consent Order regarding Respondent's statutory violations in any subsequent proceeding before the Commissioner or relevant licensing board in which his compliance with General Statutes of Connecticut Section 20-195a is at issue, or for the purpose of considering any future application by Respondent to the Department for any type of license or certificate issued by the Department.
4. Respondent's agreement herein not to contest the Department's allegations for the purposes of this Consent Order shall not be binding upon him or operative in any other civil, criminal or administrative proceeding not contemplated by or within the scope of this Consent Order.
5. Respondent stipulates and agrees that this Consent Order may be considered as conclusive evidence of the truth of the Department's allegations as contained in this Consent Order in any such further proceeding before the Commissioner or relevant licensing Board, or in considering any such application to the Department for licensure or certification.

6. This Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Further, this Order is not subject to appeal or review under the provisions of Chapters 54 or 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive Respondent of any other rights which he may have under the laws of the State of Connecticut or of the United States.
7. This Consent Order is a revocable offer of settlement which may be modified by mutual agreement or withdrawn by the Department at any time prior to its execution by the Commissioner or her authorized representative.
8. This Consent Order is effective on the day on which it is ordered and accepted by the Commissioner.
9. Respondent hereby agrees that a representative of the Department's Public Health Hearing Office, Division of Medical Quality Assurance, may present this Consent Order and its factual basis to the Commissioner without further notice or opportunity for hearing. He understands that the Commissioner has complete and final discretion as to whether or not an executed Consent Order is ordered or accepted.
10. Respondent understands that this Consent Order is a matter of public record.
11. Respondent has consulted with an attorney prior to signing this document.

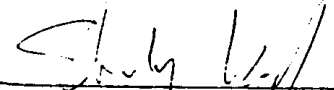
I, John G. Smith, M.F.T., have read the above Consent Order, and I agree and stipulate to the terms and conditions set forth herein. I further declare the execution of this Consent Order to be my free act and deed.


John G. Smith, M.F.T.

Subscribed and sworn to before me this 7th day of October 1993.


Mark H. Branson
Notary Public or person authorized
by law to administer an oath or
affirmation

The above Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Public Health and Addiction Services on the 8th day of October 1993, it is hereby accepted.


Stanley K. Peck, Director
Division of Medical Quality Assurance

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